

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

APPLERA CORPORATION, MDS INC., and	)	
APPLIED BIOSYSTEMS/MDS SCIEX	)	
INSTRUMENTS,	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No.: 04-1230 GMS
	)	
THERMO ELECTRON CORP.,	)	
Defendant.	)	
	)	
THERMO FINNIGAN LLC,	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No.: 05-110 GMS
	)	[Consolidated]
APPLERA CORPORATION, MDS INC., and	)	
APPLIED BIOSYSTEMS/MDS SCIEX	)	
INSTRUMENTS,	)	
Defendants.	)	
	)	

**NOTICE OF DEPOSITION OF JOHN S. PRATT**

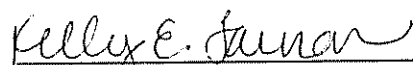
PLEASE TAKE NOTICE that Defendant Thermo Electron Corp. will take the oral deposition of John S. Pratt. The deposition will commence on December 22, 2005, at 9:00 a.m. before a notary public or other officer authorized to administer oaths, at the offices of Wilmer Cutler Pickering Hale and Dorr LLP, 60 State Street, Boston, MA 02109. The deposition will continue from day-to-day until completed and will be recorded by stenographic and/or videographic means.

You are invited to attend and cross-examine.

OF COUNSEL:

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Dated: November 29, 2005



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**CERTIFICATE OF SERVICE**

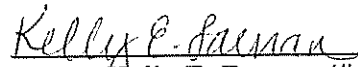
I hereby certify that on November 29, 2005, I electronically filed the foregoing document with the Clerk of Court using CM/ECF which will send notification of such filing, and hand delivered, to the following:

Josy W. Ingersoll  
Adam W. Poff  
Young, Conaway, Stargatt & Taylor, LLP  
The Brandywine Building, 17<sup>th</sup> Floor  
1000 West Street  
Wilmington, DE 19899

I hereby certify that on November 29, 2005, I sent the foregoing document by Federal Express to the following non-registered participants:

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\_\_\_\_\_  
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DATED: November 29, 2005